



Physical Therapy Board of California

BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY - GOVERNOR EDMUND G. BROWN JR.

# Physical Therapy Board of California

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## **Board Members**

### **President**

Alicia Rabena-Amen, PT, DPT

### **Vice-President**

TJ Watkins

### **Members**

Jesus Dominguez, PT, PhD

Daniel Drummer, PT, DPT

Katarina Eleby

Tonia McMillian

## **Physical Therapy Board of California Adopted Meeting Minutes**

June 20, 2018 9:00 a.m.

June 21, 2018 9:00 a.m.

Western University  
Rodney P. Wineburg Center (RCW)  
Cooper Hall  
309 East 2<sup>nd</sup> Street  
Pomona, CA 91766

## **Board Staff**

Jason Kaiser, Executive Officer

Sarah Conley, Manager

Liz Constancio, Manager

Elsa Ybarra, Manager

Brooke Arneson, Associate

Analyst

For the sake of clarity, agenda items discussed during the meeting follow their original order on the agenda in these minutes though some agenda items may have been taken out of order during the meeting.

## **Wednesday, June 20, 2018**

### **1. Call to Order**

The Physical Therapy Board of California (Board) meeting was called to order by President Dr. Rabena-Amen at 9:01 a.m. and recessed at 5:39 p.m. on June 20, 2018. The Board reconvened at 9:12 a.m. and adjourned at 5:04 p.m. on June 21, 2018.

### **2. Roll Call and Establishment of Quorum**

Dominguez- Present  
Drummer – Present  
Eleby – Present  
McMillian – Present  
Rabena-Amen - Present  
Watkins – Present

All members were present, and a quorum was established. Also present at the meeting were: Salwa Bojack, Legal Counsel; Jason Kaiser, Executive Officer; Liz Constancio, Elsa Ybarra, Sarah Conley, Brooke Arneson, Monny Martin and Vincent Azar, Board staff.

### **3. Special Order of Business – 9:05 a.m.**

Dr. Rabena-Amen read the Board's mission statement: To advance and protect the interests of the people of California by the effective administration of the Physical Therapy Practice Act.

(A) Petition for Reduction of Penalty – Termination of Probation – Cindy Chunfat, PT

This matter was heard before a quorum of the Board. Rodney P. Wineberg, Administrative Law Judge (ALJ), Office of Administrative Hearings, sat with the Board and presided over the hearing. Nicholas B.C. Schultz, Deputy Attorney General, represented the Attorney General of the State of California, under Government Code section 11522. Petitioner Cindy Chunfat, PT was present and represented herself. Evidence was received, the record was closed, and the matter was submitted for decision.

(B) Petition for Reduction of Revoked License – Natalie Ann Kolbrak

This matter was heard before a quorum of the Board. Rodney P. Wineberg, ALJ, Office of Administrative Hearings, sat with the Board and presided over the hearing. John Gatschett, Deputy Attorney General, represented the Attorney General of the State of California, under Government Code section 11522. Petitioner, Natalie Ann Kolbrak, was present and represented herself. Evidence was received, the record was closed, and the matter was submitted for decision.

*After submission of the matters, the Board will convene in CLOSED SESSION to deliberate on the petitions pursuant to Government Code section 11126(c)(3).*

**4. Closed Session**

(A) Pursuant to Government code section 11126(c)(3), the Board will convene to Deliberate on Disciplinary Actions and Decisions to be Reached in Administrative Procedure Act Proceedings

(B) Pursuant to Government code section 11126(a)(1), the Board will convene to Consider the Evaluation of Performance of the Executive Officer.

The Board went into closed session at 12:07 p.m. and reconvened at 3:00 p.m. on day 1, June 20, 2018.

**5. Reconvene Open Session**

The Board reconvened at 3:00 p.m. after going into closed session at 12:07 p.m. on day 1, June 20, 2018.

**6. Review and Approval of March 22-23, 2018 Meeting Minutes – Brooke Arneson**

Mr. Kaiser presented the draft March minutes on Ms. Arneson's behalf. Dr. Dominguez commented on page 12, under Agenda Item #17, there was a typo for the Annual Meeting Delegate Assembly and the date should be amended to October 25-27, 2018.

**MOTION:** To adopt the minutes as amended with the correction on line 111, correcting the date range 25 through 27.  
**M/S:** Eleby/Watkins  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins - Aye  
6-0 Motion carried

**7. President's Report – Alicia Rabena-Amen**

(A) 2018 Adopted Meeting Calendar

Ms. Eleby questioned whether there was a venue for the December 5-6, 2018 Board meeting. Mr. Kaiser responded that there was not a confirmed location yet.

(B) 2019 Proposed Meeting Calendar

Dr. Drummer informed the Board that the CPTA Annual Conference is planned for October 12-13, 2019 and will be a tri state conference with Nevada and Arizona which will be held in Las Vegas, Nevada. Mr. Kaiser raised doubts on whether PTBC would be able to participate in the outreach event due to the Executive Order restricting out of state travel and that Las Vegas is problematic for State entities to visit.

Dr. Rabena-Amen stated that the Board usually adopts the proposed calendar at the end of the year.

**8. Executive Officer's Report – Jason Kaiser**

Mr. Kaiser discussed that the Board was focusing its resources to address outreach needs, and an outreach liaison position was established. Mr. Kaiser stated that he was sad to report that the outreach position is currently vacant, and the Board was

reestablishing the position as Communication and Education Analyst. Mr. Kaiser informed the Board that they are currently in the process of recruitment for that position.

Mr. Kaiser stated that legislation regarding Animal Rehabilitation would be reported under the Legislation Report. He apprised the Board that the Veterinary Medical Board (VMB) appointed a new Executive Officer, Jessica Sieferman, and that she will be starting the first week of July. Mr. Kaiser discussed that the VMB is currently promulgating animal rehabilitation regulations, therefore staff are monitoring these proposed regulations for impact to the Board.

Mr. Kaiser reported that Board responded to the 180-day response to DCA's Internal Audit Office (IAO) and that staff continues to work diligently with the IAO to address the findings.

Mr. Kaiser discussed the necessity for the Board's relocation, as the Board has grown to a point where the current suite that was originally designed for 13 staff now has 26 staff. Mr. Kaiser shared that the Board is in lease negotiations and that the soft term of the lease expires in March of 2019. Mr. Kaiser stated that the Board is looking into a space outside of the existing suite or potentially another larger space in the same building. Mr. Kaiser informed the Board that the Department of General Services has a plan to relocate not only the Board, but DCA and the Business, Consumer Services and Housing Agency to a single location in Sacramento that will be a million plus square feet by the year of 2025 so that changes the strategy of how the Board is negotiating their lease.

## **9. Discussion and Possible Board Action Regarding the Strategic Plan – *Jason Kaiser***

Mr. Kaiser presented the draft of the 2018-2022 Strategic Plan and solicited feedback from the Board. Mr. Kaiser stated that once the Strategic Plan was adopted by the Board, the final version would be sent to DCA's Office of Publications, Design and Editing (PD&E) where it would be put into publishing form similar to the Board's previous Strategic Plan and Progress Notes.

Board members requested that the Strategic Plan be amended with the following: on page 3 include a picture of the Board and a headshot of each Board member; and Dr. Drummer asked that on page 10; Goal 3.5 that the Board's website and e-blast come before the other listed entities under existing technologies.

Dr. James Syms, a licensee, thanked the Board for including Goal 1: Enforcement; 1.1 to identify and implement improvements to the investigation and discipline to decrease enforcement processing times and stated that was very important to decrease claim processing times.

**MOTION:** To adopt the proposed strategic plan as amended  
**M/S:** Eleby/Watkins  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins - Aye  
6-0 Motion carried

#### **10. Public Comment on Items Not on the Agenda**

Dr. James Syms questioned why there is a discrepancy in the passing rate of applicants taking the National Physical Therapy Exam (NPTE) versus the California Law Exam (CLE). Mr. Kaiser responded that this question comes up quite often, and that the greatest contributing factor is that students are much more prepared for the NPTE. Additionally, Mr. Kaiser explained that the Commission on Accreditation in Physical Therapy Education (CAPTE) does not require schools to teach about California licensing laws. Mr. Kaiser stated that the Board does try to address the laws and regulations during outreach campaigns and that first-time pass rates are lower on the CLE and that second time pass rates improve greatly. Mr. Kaiser explained that the CLE was developed in the same way as the NPTE, it is psychometrically sound and was created with subject matter experts and that the questions are just as difficult as the questions on the NPTE. Dr. Syms thanked the Board for holding Board meetings at PT and PTA schools and for outreach presentations for students.

#### **11. Recess**

The Board recessed at 5:39 p.m. on Wednesday, June 20, 2018 – Day one

**Thursday, June 21, 2018**

#### **12. Call to Order**

The Physical Therapy Board of California (Board) reconvened at 9:12 a.m. and adjourned at 5:04 p.m. on June 21, 2018, day two.

### **13. Roll Call and Establishment of Quorum**

Dominguez- Present  
Drummer – Present  
Eleby – Present  
McMillian – Present  
Rabena-Amen - Present  
Watkins – Present

All members were present, and a quorum was established. Also present at the meeting were: Salwa Bojack, Legal Counsel; Jason Kaiser, Executive Officer; Liz Constancio, Elsa Ybarra, Sarah Conley, Brooke Arneson, Monny Martin and Vincent Azar, Board staff.

### **14. Legislation Report – *Brooke Arneson***

(A) Discussion and Possible Board Action Regarding the 2017/18 Legislative Session Summary

Ms. Arneson referred the members to the legislative summary report included in the agenda book.

i. Discussion and Possible Board Action Regarding AB 2078 (Daly) Sex Offenses: Professional Services

Ms. Arneson provided a brief overview and update on the status of AB 2078 to the Board.

ii. Discussion and Possible Board Action Regarding AB 2138 (Chiu & Low) Licensing Boards: Denial of Application: Criminal Conviction

Ms. Arneson provided a brief overview and update on the status of AB 2138 to the Board and stated that the Board has an opposed position on the bill. Ms. Arneson informed the Board that the bill was amended in the Senate the morning of the Board meeting and presented a summary of the recent amendments. Mr. Kaiser stated that would lessen the Board's ability to take any kind of action on a sole conviction and in this case, as far down as nonviolent crime. Mr. Kaiser stated that this bill as written, would hinder the ability of the Board's Enforcement Program to investigate something that could be extremely egregious that the Board may consider to be a harm to consumer protection. Mr. Kaiser asked the Board to potentially submit a second letter of opposition. Mr. Kaiser also stated that the number of applicants denied by the Board during the past two fiscal years combined, was very small: only seven applicants were denied licensure due to their criminal history; and of those seven, six were issued a probationary

license and one applicant did not pursue a license after the denial. Mr. Kaiser informed the Board that he has been advocating to try to set up a meeting with the authors office of the bill to discuss the Boards concerns. Dr. Drummer asked how many Boards are within DCA, and how many of those Boards are health care boards. Mr. Kaiser responded that there are 39 Boards and approximately 12 are health care Boards. Dr. Rabena-Amen asked if there was any feedback from the staff of the author regarding the health care Board's concerns of the bill as written. Mr. Kaiser responded that the author's office has acknowledged the concerns of the health care Boards; however, no amendments have been made to address those concerns in the bill. Mr. Kaiser stated that many professional associations have provided opposition and there have been no professional associations in support of this bill. Dr. Rabena-Amen stated that she would be in support of the Board drafting a second letter of opposition.

Dr. James Syms, a licensee, asked Mr. Kaiser to clarify how this bill would be considered a "double standard" for discipline regarding an applicant versus a licensee. Mr. Kaiser responded that under the provision of the bill, as written, it would implement different requirements for initial license as opposed to discipline for a licensee. Mr. Kaiser also explained that this bill would affect the 1441 Standards for substance abusing licensees; it would mitigate the list of violations to serious felonies as defined in the Penal Code. Mr. Kaiser stated that DUI's or possession of controlled substances would no longer be considered a reason for denial of licensure; however, would still be considered for discipline of a licensee.

Ms. Bojack asked for clarification on whether the bill would be limiting the list of violations to serious felonies or violent felonies. Mr. Kaiser responded that the bill initially limited the list of violations to violent felonies and it has recently been amended to serious felonies.

Mr. Kaiser requested authority and direction to pursue meetings with the author and author's staff about AB 2138. Mr. Kaiser also solicited the Board for additional direction regarding a second letter of opposition on AB 2138. Dr. Dominguez requested that stronger language be used in the opposition letter.

**MOTION:** To authorize the executive officer and staff to draft a letter of opposition to Assembly Bill 2138.

**M/S:** Drummer/Watkins

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

**MOTION:** To provide the Executive Officer with the direction to pursue meetings with the authors and/or the author's staff of AB 2138 to present the Board's opposition to the bill and provide the Executive Officer with the requested authority and direction discussed.

**M/S:** Watkins/Dominguez

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

iii. Discussion and Possible Board Action Regarding AB 2221 (Bloom) Occupational Therapy Practice Act

Ms. Arneson provided a brief overview and update on the status of AB 2221 to the Board.

iv. Discussion and Possible Board Action Regarding AB 2386 (Rubio) Teacher Credentialing: Services Credential with a Specialization in Occupational Therapy or Physical Therapy Services

Ms. Arneson provided a brief overview and updated the Board that this bill died in the Senate Appropriations Committee.

v. Discussion and Possible Board Action Regarding AB 2423 (Holden) Physical Therapists: Direct Access to Services: Plan of Care Approval

Ms. Arneson provided a brief overview and update on the status of AB 2423 to the Board.

vi. Discussion and Possible Board Action Regarding AB 3013 (Chu) Veterinary Medicine: Animal Physical Rehabilitation

Ms. Arneson provided a brief overview and updated the Board that this bill died in the Senate Appropriations Committee.

vii. Discussion and Possible Board Action Regarding AB 3110 (Mullin) Athletic Trainers



Ms. Arneson provided a brief overview and update on the status of AB 3110 to the Board. Mr. Kaiser asked the Board if there were any questions regarding this bill. Mr. Kaiser stated that the most significant amendment was creating its own separate Board instead of under the Occupational Therapy Board of California.

Ms. Eleby questioned whether title protection would be sufficient. Mr. Kaiser responded that title protection was suggested during the last couple legislative sessions, however this legislation would create the California Athletic Trainer Board with its own autonomy and recent amendments narrowed the scope. Mr. Kaiser informed the Board that the past opinion of the Governor has been that title protection would be sufficient.

Dr. Drummer stated that he is concerned as this bill pushes the boundaries of what Athletic Trainers are allowed to do to more than what their education provides for and the scope of patient care that they would provide under this bill would far exceed what an Athletic Trainer is expected to do. Mr. Kaiser responded that he shares the same concerns as Dr. Drummer, however, with the recent amendment limiting the access to that practitioner helps to alleviate some of his concerns.

Dr. James Syms, CPTA member, stated that CPTA has an opposed position to AB 3110 and feels that title protection would be sufficient. Dr. Syms informed the Board that CPTA continues to work with the author's office and legislature to address their concerns. Dr. James Syms, licensee, suggested that the Board consider an "oppose unless amended" position on the bill in lieu of a "watch" position.

**MOTION:** To authorize the Executive Officer and staff to develop a letter of opposition, unless amended, for AB 3110.

**M/S:** Drummer/McMillian

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

Dr. Rabena-Amen solicited the Board for suggested amendments to AB 3110. Dr. Drummer stated that he has concerns regarding the insufficient supervision by a physician of an athletic trainer as outlined in this bill. In addition, he raised concerns that the conditions of this bill could allow an athletic trainer to assess a patient's condition and offer treatment and the ability to diagnose is well outside of the education and training of an athletic trainer. Another concern Dr. Drummer stated was the overly broad definition of activity to include anyone who has been injured while moving. Ms. Eleby also raised concerns regarding provisions within AB 3110 that would authorize the Director of the Department of Consumer Affairs to seek and receive donations from the California Athletic Trainers Association and any other private person or entity as an obvious conflict of interest. Ms. Eleby stated that corporate donations or donations from the professional association is not appropriate in the development of this Athletic Trainer Board.

Ms. Bojack recommended that each Board member indicate, in an informal straw poll, whether they approve of the foregoing direction to the Executive Officer. The straw poll was conducted and the foregoing direction to the Executive Officer was approved by the unanimous consent of a quorum of the Board.

#### viii. Discussion and Possible Board Action Regarding SB 1298 (Skinner) The Increasing Access to Employment Act

Ms. Arneson provided a brief overview and updated the Board that this bill died in the Senate Appropriations Committee.

#### ix. Discussion and Possible Board Action Regarding SB 1448 (Hill) Healing Arts Licensees: Probation Status: Disclosure

Ms. Arneson provided a brief overview and updated the Board that this bill was amended on June 11, 2018, and on June 19<sup>th</sup> was referred to the Senate Appropriations Committee. Ms. Arneson clarified that the only Board's that would be affected by the provisions in this bill were those that were listed in the bill language.

### **15. Rulemaking Report – Brooke Arneson**

#### (A) Discussion and Possible Board Action Regarding the 2018 Rulemaking Update

Ms. Arneson referred the Board to the rulemaking tracking form included in the agenda materials and advised on the status.

(B) Discussion and Possible Board Action Regarding Examination Passing Standard/Setting Examination Score

Ms. Arneson referred the Board to the rulemaking tracking form included in the agenda materials and advised on the status.

(C) Discussion of Issues and Possible Board Action Regarding Guidelines for Issuing Citations and Imposing Discipline, 6th Edition.

(D) Discussion of Issues and Possible Board Action Regarding Satisfactory Documentary Evidence of Equivalent Degree for Licensure as a Physical Therapist or Physical Therapist Assistant/Coursework Tool

Ms. Arneson referred the Board to the rulemaking tracking form included in the agenda materials and advised on the status.

Mr. Kaiser clarified that it is difficult to estimate rulemaking timelines with the new review process and that the Board renewed the Retired Annuitant position that Rebecca Marco, the Board's previous Executive Officer, is in to help facilitate rulemaking for an additional fiscal year. Mr. Kaiser stated that at the December 2018 meeting there will be language for the Board to consider regarding the additional rulemaking items that are on the rulemaking calendar.

**16. Consumer and Professional Associations and Intergovernmental Relation Reports**

(A) Federation of State Boards of Physical Therapy (FSBPT)

No representatives were present. Dr. Rabena-Amen stated that the Leadership Issues Forum was coming up the following month.

(B) Department of Consumer Affairs (DCA) – Executive Office  
Department of Consumer Affairs (DCA) – Executive Office

Karen Nelson, Assistant Deputy Director of Board and Bureau Services provided Mr. Kaiser with a written update to be presented on her behalf. Mr. Kaiser advised the Board that the next Leadership Call is scheduled for Monday, June 25<sup>th</sup> and the next Quarterly Director's Meeting is scheduled for Monday, August 6<sup>th</sup>. Mr. Kaiser reported

on behalf of Ms. Nelson that the department hosted its first licensing and enforcement workgroup meeting which identified business processes and best practices that will strengthen the Boards in licensing and enforcement.

Dr. Rabena-Amen asked about the Executive Officer's salary study that was discussed at the last Quarterly Director's Meeting. Mr. Kaiser responded that the Department will be hiring an outside vendor to complete an assessment of the Executive Officers within the Department to determine if their compensation is fair in consideration of civil service tables and consider each Board's complexity, size, fiscal responsibility and growth and possibly make reclassification recommendations to California Human Resources for each Board. Dr. Rabena-Amen asked what the potential timeline is for the Executive Officer study and Mr. Kaiser responded that the audit would take 8-12 months to complete once a vendor was selected and the recommendations to California Human Resources would be made during the latter part of 2019 or early 2020.

(C) California Physical Therapy Association (CPTA)

Mr. Kaiser stated that the CPTA Annual Conference is out of state for 2019, and the Board will make all efforts to attend, however, with the existing Executive Order that only allows out of state travel for mission critical business, the Board may not be able to attend.

**17. Closed Session**

(A) Pursuant to Government Code section 11126(c)(3), Deliberation on Disciplinary Actions and Decisions to be Reached in Administrative Procedure Act Proceeding

The Board entered closed session on day two, June 21, 2018 at 12:00 p.m.

(B) Pursuant to Government Code section 11126(a)(1), Evaluation of Executive Officer

**18. Reconvene Open Session**

The Board reconvened into open session to adjourn at 5:04 p.m. on day 2, June 21, 2018.

**19. Administrative Services Report**

(A) Budget

Mr. Kaiser presented the Budget report and stated that the Board is still in transition to the new accounting system, Fi\$cal and due to this changeover, all Budget

reporting mechanisms such as the CalStars monthly expenditure and revenue report, which is relied on by PTBC budget staff in compiling reports, have been suspended until further notice and that the budget reports provided in the materials is provided using internal tracking by Board staff and DCA Budget staff since there are no reconciliation reports from the Fi\$Cal system.

(B) Outreach

Mr. Kaiser presented the outreach report to the Board.

## **20. Application Services Report**

Mr. Kaiser presented the Application Services Report. He noted, that there was a 3-5% increase in the number of applications received, and that the Board continues to assess what staffing requirements are needed to facilitate the increase in workload and growth. Mr. Kaiser stated that the Applications Services Program has recently increased communication with the California physical therapist and physical therapist assistant education programs and has received positive feedback. The programs expressed appreciation for the increased communication and efforts of the Board to facilitate a smoother process for the applicants as well as the programs.

Mr. Mitch Kay, PT licensee, stated that many students ask how long, once they receive a passing score on the NPTE can they start to practice physical therapy. Mr. Kaiser responded that if all requirements for licensure are met and there are no deficiencies, a license is issued within 45 days.

## **21. Licensing Services Report**

Mr. Kaiser presented the Licensing Services Report. He reported that there has been an increase in the number of Active licenses and the number of Inactive licenses has decreased since Q3 last year.

(A) Continuing Competency Report

Mr. Kaiser directed the members to the report included in the agenda book. He reported that there are a number of requests to have continuing competency approval recognition removed.

(B) Discussion and Possible Board Action to Removal of Continuing Competency Approval Agency Recognition

i. ABA Physical Therapy Associates

**MOTION:** To remove recognition from ABA Physical Therapy Associates from our Continuing Competency approval agency.  
**M/S:** Rabena-Amen/Eleby  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

ii. Boehme Workshops, Inc.

**MOTION:** To remove recognition from Boehme Workshops, Inc. from our Continuing Competency approval agency.  
**M/S:** Drummer/Watkins  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

iii. CHA Hollywood Presbyterian Medical Center

**MOTION:** To remove recognition from CHA Hollywood Presbyterian Medical Center from our Continuing Competency approval agency.  
**M/S:** Watkins/Drummer  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

iv. Encompass Consulting and Education, LLC

**MOTION:** To remove recognition from Encompass Consulting and Education, LLC from our Continuing Competency approval agency.  
**M/S:** Eleby/Rabena-Amen

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

v. Evidence in Motion

**MOTION:** To remove recognition from Evidence in Motion from our Continuing Competency approval agency.  
**M/S:** Watkins/McMillian  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

vi. Medical Consulting Media, Inc.

**MOTION:** To remove recognition from Medical Consulting Media Inc. from our Continuing Competency approval agency.  
**M/S:** McMillian/Watkins  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

vii. Online EUs.com, Inc

**MOTION:** To remove recognition from Online EUs.com from our Continuing Competency approval agency.  
**M/S:** McMillian/Watkins  
**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye

6-0 Motion carried

viii. Rehab eLearn

**MOTION:** To remove recognition from Rehab eLearn from our Continuing Competency approval agency.

**M/S:** Eleby/Drummer

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

ix. Saint Francis Memorial Hospital

Dr. Drummer requested clarification regarding the identification of this hospital. Mr. Kaiser clarified that this hospital is located at 900 Hyde Street, San Francisco, California. Dr. Drummer noted that page 274 of the meeting materials refers to CHA Hollywood Presbyterian Medical Center, rather than Saint Francis Memorial Hospital. Mr. Kaiser clarified that this is an error that will be corrected in the briefing paper.

**MOTION:** To remove recognition from Saint Francis Memorial Hospital from our Continuing Competency approval agency.

**M/S:** McMillian/Watkins

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye  
Watkins – Aye  
6-0 Motion carried

x. Sonoma Psycho-Oncology

**MOTION:** To remove recognition from Sonoma Psycho-Oncology from our Continuing Competency approval agency.

**M/S:** McMillian/Rabena-Amen

**VOTE:** Dominguez- Aye  
Drummer – Aye  
Eleby – Aye  
McMillian – Aye  
Rabena-Amen - Aye



Watkins – Aye  
6-0 Motion carried

**22. Presentation and Discussion of Application Process for Graduates of NonAccredited Programs Located Outside of the United States – Sarah Conley**

Mr. Kaiser stated that the presentation will be postponed due to technical difficulties until the September Board Meeting; however, the materials for the presentation will be included on the Board's website under this meeting.

**23. Consumer Protection Services Report**

Mr. Kaiser directed the members to the consumer protection services report included in the agenda book. He stated that the Board's newsletters will now include discipline summary reports.

**24. Probation Monitoring Report – Monny Martin**

Mr. Kaiser directed the members to the probation monitoring report included in the agenda book. He stated that there are 84 probationers monitored by a single probation monitor and many probationers reside in the Southern California region which makes monitoring challenging. Mr. Kaiser stated that Executive Officers will be looking at standard number 4 which looks at bodily fluid testing, and determined if existing rule is appropriate or if advances in technology and available services need to be changed.

**25. Public Comment on Items Not on the Agenda**

*Please note that the Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code sections 11125, 11125.7(a).]*

Dr. James Syms asked where to find the proposed language for regulations that the Board adopted at previous meetings. Mr. Kaiser stated that proposed regulations are on the Board's website under the "Proposed Regulations" tab. Mr. Kaiser also pointed out that once legal counsel approves adopted rulemaking language, it will be added to the website. Ms. Bojack also stated that adopted language can be found under the materials for prior Board meetings. Dr. Syms thanked the Board for holding it's June meeting at Western University.

**26. Agenda Items for Future Meeting –**

September 13-14, 2018  
Department of Consumer Affairs, Hearing Room  
2005 Evergreen Street  
Sacramento, CA 95815

## **27. Adjournment**

The meeting adjourned at 5:04 p.m. on day two, June 21, 2018.